

ORIGINAL

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
MARIO H. CAPOGROSSO

Plaintiff

PRO SE ANSWER
CV18-2710 (MKB)(LB)

ALAN GELBSTEIN, ET.AL,

Defendants

Defendant DAVID SMART, STATES THE FOLLLOWING:

ADMISSIONS AND DENIALS

1. The defendant admits paragraph 4 7 27 28 61 89.
2. The Defendant denies paragraph 8 9 11 30 31 32 40 52 60 62 63 64 65 67 68 70 76 77 78 95 96
100 101

3. The defendant lacks sufficient knowledge or information to determine the truth of the
allegations in paragraph 1 2 3 5 6 10 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 29 33 34 35 36 37 38
39 41 42 43 44 45 46 47 48 49 50 51 53 54 55 56 57 58 59 66 69 71 72 73 74 79 80 81 82 83 84 85 86 87
88 90 91 92 93 94 97 98 99.

DEFENSES

General Denial.

COUNTERCLAIMS

Plaintiff illegally harassed Defendant and continues to illegally harass Defendant by bringing frivolous law
suits, Defendant therefore seeks punitive damages against Plaintiff in an amount as the Court may determine
appropriate,

As a result of the harassment, defendant was damaged in the sum of \$100,000.

WHEREFORE defendant demands judgment against plaintiff in the sum of \$100,000 and punitive
damages against Plaintiff in an amount as the Court may determine appropriate,

Signed this 29 day of May 2018.

Defendant DAVID SMART, PRO SE
Address 2875 WEST 84TH STREET, BAYLOR, NY
Telephone Number 917 362 2621

SWEAR TO Before me
This 29th day of May 2018
ALVIN C. VANESSA OGATA
Notary Public, State of New York
No. 020G6236220
Qualified in Rensselaer County
Commission Expires February 22, 2025
DATED: May 29, 2018.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

MARIO H. CAPOGROSSO
Plaintiff

PRO SE ANSWER
CV18-2710

ALAN GELBSTEIN, ET.AL,
Defendants

ADMISSIONS AND DENIALS

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DEFENSES

General Denial.

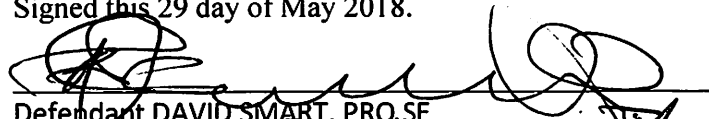
COUNTERCLAIMS

Plaintiff illegally harassed Defendant and continues to illegally harass Defendant by bringing frivolous law suits, Defendant therefore seeks punitive damages against Plaintiff in an amount as the Court may determine appropriate,

As a result of the harassment, defendant was damaged in the sum of \$100,000.

WHEREFORE defendant demands judgment against plaintiff in the sum of \$100,000 and punitive damages against Plaintiff in an amount as the Court may determine appropriate,

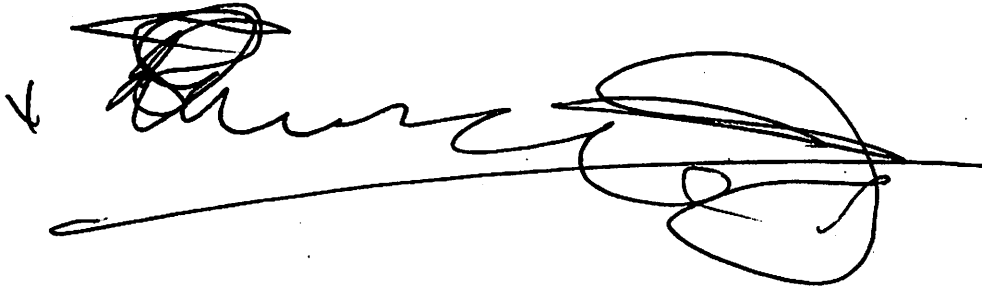
Signed this 29 day of May 2018.


Defendant DAVID SMART, PRO SE
Address 2875 WEST 25 ST. BROOKLYN, NY
Telephone Number 917 362 2621

Mario H. Capogrosso

Defendant Party List Addresses

- 1) ALAN GELBSTEIN, 2875 West 8th Street, Brooklyn New York 11224
- 2) BOSHRA VAHDATLAMAS, (also known as BUSHRA VAHDAT),
801 Axinn Avenue, Garden City, New York, 11530
- 3) IDA TRASCHEN, 6 Empire State Plaza, Albany, New York 12228
- 4) ELIZABETH PRICKETT-MORGAN, 120 Broadway, New York City, New York
- 5) JEAN FLANAGAN, 6 Empire State Plaza, Albany, New York 12228
- 6) VINCENT PALMIERI, 6 Empire State Plaza, Albany, New York 12228
- 7) DANIELLE CALVO, 2875 West 8th Street, Brooklyn New York 11224
- 8) SADIQ TAHIR, 2875 West 8th Street, Brooklyn New York 11224
- 9) PEC GROUP OF NY, INC, 935 S Lake Blvd, #7, Mahopac, NY 10541
- 10) DAVID SMART, 2875 West 8th Street, Brooklyn New York 11224



DATED: May 29, 2018


NOTARY PUBLIC

ALVIN C. VANESSA OGARA
Notary Public, State of New York
No. 020G6236220
Qualified in Rensselaer County
Commission Expires February 22, 2019